

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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IN RE SEPTEMBER 11th LIABILITY :  
INSURANCE COVERAGE CASE :  
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: :  
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**ORDER REGULATING  
FURTHER DEPOSITIONS**

03 Civ. 0332 (AKH)

ALVIN K. HELLERSTEIN, UNITED STATES DISTRICT JUDGE:

I have reviewed the briefs and supporting documents of all parties seeking further discovery and of those parties who are in opposition. The parties each propose a different constellation of persons to be deposed and the scope of each deposition. My rulings are as follows:

1. Zurich American Insurance Company ("Zurich"), having expressed itself satisfied with discovery, cannot take anymore discovery and cannot add any more witnesses to its witness list. Accordingly, Zurich is precluded from adding Mark St. Aoro and Thomas Bolen to its list of witnesses, and presentation of affidavits or testimony in support of Zurich's positions.
2. All other persons specifically named by the other parties in the papers submitted in response to my February 23, 2005, March 3, 2005 and March 8, 2005 Orders may be deposed.
3. The period for depositions will begin on April 11, 2005 and will end on May 9, 2005 with no adjournments on as many tracks, sequential or simultaneous, as the parties may notice. Each witness shall be deposed for no longer than one day of seven hours, shared among all parties who wish to depose that witness as they may agree.

4. The scope of the depositions is confined to my holdings in my Opinion and Orders of March 1, 2004 (In Re September 11th Liability Insurance Coverage Cases, 333 F.Supp.2d 111 (S.D.N.Y. 2004)) and February 23, 2005.
5. All dispositive motions will be served and filed by June 6, 2005 to make relevant dispositive motions. Opposition papers must be served and filed by July 8, 2005. Any reply papers must be served and filed by July 22, 2005. Oral argument on the motions will be held on Monday August 15, 2005 at 10:00 A.M. in Courtroom 14D, 500 Pearl Street, New York, New York 10007.

SO ORDERED.

Dated: New York, New York  
April 4, 2005

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ALVIN K. HELLERSTEIN  
United States District Judge